

**(g) Not a Federal agency**

The Graduate School shall not be considered to be a Federal agency for purposes of—

- (1) the Federal Advisory Committee Act (5 U.S.C. App.);
- (2) section 552 or 552a of title 5; or
- (3) chapter 171 of title 28.

**(h) Acquisition and disposal of property**

In order to carry out the activities of the Graduate School, the Graduate School may—

- (1) acquire real property in the District of Columbia and in other places by lease, purchase, or otherwise;
- (2) maintain, enlarge, or remodel any such property;
- (3) have sole control of any such property; and
- (4) dispose of real and personal property without regard to the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 471 et seq.).

**(i) Contract authority**

The Graduate School may enter into contracts without regard to the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 471 et seq.) or any other law that prescribes procedures for the procurement of property or services by an executive agency.

**(j) Use of Department facilities and resources**

The Graduate School may use the facilities and resources of the Department of Agriculture, on the condition that any costs incurred by the Department that are attributable solely to Graduate School operations and all costs incurred by the Graduate School arising out of such operations shall be paid using funds of the Graduate School. Federal funds may not be used to pay the costs.

(Pub. L. 104-127, title IX, § 921, Apr. 4, 1996, 110 Stat. 1191.)

## REFERENCES IN TEXT

The Federal Advisory Committee Act, referred to in subsec. (g)(1), is Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, as amended, which is set out in the Appendix to Title 5, Government Organization and Employees.

The Federal Property and Administrative Services Act of 1949, referred to in subsecs. (h)(4) and (i), is act June 30, 1949, ch. 288, 63 Stat. 377, as amended. Provisions of the Act relating to management and disposal of property and to procurement procedures are classified generally to chapter 10 (§ 471 et seq.) of Title 40, Public Buildings, Property, and Works, and subchapter IV (§ 251 et seq.) of chapter 4 of Title 41, Public Contracts. For complete classification of this Act to the Code, see Short Title note set out under section 471 of Title 40 and Tables.

## CROSS REFERENCES

Graduate School of Department of Agriculture, providing training, obtaining goods and services, and auditing of records, see section 5922 of this title.

**§ 2279c. Student internship programs****(a) Student intern subsistence program****(1) “Student intern” defined**

In this subsection, the term “student intern” means a person who—

- (A) is employed by the Department of Agriculture (referred to in this section as the

“Department”) to assist scientific, professional, administrative, or technical employees of the Department; and

(B) is a student in good standing at an institution of higher education (as defined in section 1001 of title 20) pursuing a course of study related to the field in which the person is employed by the Department.

**(2) Payment of certain expenses by the Secretary**

The Secretary of Agriculture (referred to in this section as the “Secretary”) may, out of user fee funds or funds appropriated to any agency of the Department, pay for lodging expenses, subsistence expenses, and transportation expenses of a student intern at the agency (including expenses of transportation to and from the student intern’s residence at or near the institution of higher education attended by the student intern and the official duty station at which the student intern is employed).

**(b) Cooperation with associations of colleges and universities****(1) Authority to cooperate**

Notwithstanding chapter 63 of title 31, the Secretary may enter into cooperative agreements on an annual basis with 1 or more associations of institutions of higher education (as defined in section 1001 of title 20) for the purpose of providing for Department participation in internship programs for graduate and undergraduate students who are selected by the associations from students attending member institutions of the associations and other institutions of higher education.

**(2) Internship program**

An internship program supported under this subsection (referred to in this subsection as an “internship program”) shall provide work assignments for students within the Department and such other activities as the association that enters into the cooperative agreement under paragraph (1) with respect to the internship program (referred to in this subsection as the “cooperating association”) and the Secretary shall determine. The nature of Department participation in an internship program shall be developed jointly by the Secretary and the cooperating association.

**(3) Program coordination**

The cooperating association shall coordinate an internship program, including—

- (A) the recruitment of students;
- (B) arrangements for travel of the students to Washington, District of Columbia, and to agency field locations;
- (C) the provision of housing for students, if required; and
- (D) all activities for the students that take place outside the Department work assignments of the students.

**(4) Number and selection of students****(A) Number**

A cooperative agreement entered into under paragraph (1) shall specify the number of students that the Department will host

each year and a list of work assignments to be provided for the students.

#### (B) Selection

The cooperating association shall provide the Department with a pool of student candidates meeting the requirements for each work assignment identified by the Secretary. Final selection of the students for Department internship positions shall be made by the Secretary.

#### (5) Cost reimbursement

From such amounts as the Secretary determines are available each fiscal year for internship programs, and subject to such regulations as the Secretary may issue, the Secretary may reimburse a cooperating association for the Department share of all direct and indirect costs of an internship program, including student stipends, transportation costs to the internship site, and other costs of an internship program.

#### (6) Lead agency

The Secretary may designate a lead agency within the Department to carry out this subsection.

#### (7) Interagency agreements

Agencies and offices within the Department other than the lead agency—

(A) may enter into interagency agreements with the lead agency to provide work assignments for students participating in an internship program; and

(B) shall reimburse the lead agency for the direct and indirect costs of each student assigned to the agency under an internship program.

#### (8) Federal employee status

A student who participates in an internship program shall not be considered a Federal employee, except for purposes of chapter 81 of title 5, and chapter 171 of title 28.

(Pub. L. 104-127, title IX, §922, Apr. 4, 1996, 110 Stat. 1193; Pub. L. 105-244, title I, §102(a)(1)(A), Oct. 7, 1998, 112 Stat. 1617.)

#### AMENDMENTS

1998—Subsecs. (a)(1)(B), (b)(1). Pub. L. 105-244 substituted “section 1001 of title 20” for “section 1141 of title 20”.

#### EFFECTIVE DATE OF 1998 AMENDMENT

Amendment by Pub. L. 105-244 effective Oct. 1, 1998, except as otherwise provided in Pub. L. 105-244, see section 3 of Pub. L. 105-244, set out as a note under section 1001 of Title 20, Education.

### § 2279d. Compensatory damages in claims under Rehabilitation Act of 1973

In any claim brought under the Rehabilitation Act of 1973 [29 U.S.C. 701 et seq.] and filed with the Secretary of Agriculture after January 1994 resulting in a finding that a farmer was subjected to discrimination under any farm loan program or activity conducted by the United States Department of Agriculture in violation of section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794), the Secretary of Agriculture shall be liable for compensatory damages. Such liability

shall apply to any administrative action brought before October 21, 1998, but only if the action is brought within the applicable statute of limitations and the complainant sought or seeks compensatory damages while the action is pending.

(Pub. L. 105-277, div. A, title I, §101(a) [title VII, §742], Oct. 21, 1998, 112 Stat. 2681, 2681-31.)

#### REFERENCES IN TEXT

The Rehabilitation Act of 1973, referred to in text, is Pub. L. 93-112, Sept. 26, 1973, 87 Stat. 355, as amended, which is classified generally to chapter 16 (§701 et seq.) of Title 29, Labor. For complete classification of this Act to the Code, see Short Title note set out under section 701 of Title 29 and Tables.

### CHAPTER 55A—DEPARTMENT OF AGRICULTURE ADVISORY COMMITTEES

Sec.

2281. Congressional declaration of purpose.

2282. Definitions.

2283. Membership on advisory committees.

(a) Simultaneous service.

(b) Service by more than one officer or employee of corporation or non-Federal entity.

(c) Maximum length.

2284. Repealed.

2285. Budget prohibitions.

2286. Termination of committees.

2287 to 2289. Omitted.

#### CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 390b, 390c, 450i, 3124a, 3129a, 3152, 3196 of this title; title 19 section 2155; title 21 section 679a.

### § 2281. Congressional declaration of purpose

The purposes of this chapter are to—

(1) require strict financial and program accounting by advisory committees of the Department of Agriculture;

(2) assure balance and objectivity in the membership of such advisory committees; and

(3) prevent the formation or continuation of unnecessary advisory committees by the Department of Agriculture.

(Pub. L. 95-113, title XVIII, §1801, Sept. 29, 1977, 91 Stat. 1041; Pub. L. 97-98, title XI, §1116(a), Dec. 22, 1981, 95 Stat. 1270.)

#### AMENDMENTS

1981—Pub. L. 97-98 reenacted section without change.

#### EFFECTIVE DATE OF 1981 AMENDMENT

Amendment by Pub. L. 97-98 effective Dec. 22, 1981, see section 1801 of Pub. L. 97-98, set out as an Effective Date note under section 4301 of this title.

#### EFFECTIVE DATE

Chapter effective Oct. 1, 1977, see section 1901 of Pub. L. 95-113, set out as an Effective Date of 1977 Amendment note under section 1307 of this title.

#### SOYBEAN RESEARCH ADVISORY INSTITUTE; ESTABLISHMENT, COMPOSITION, ETC.

Section 1446 of Pub. L. 97-98 provided for the establishment of a Soybean Research Advisory Institute for the purpose of preparing and submitting to Senate Committee on Agriculture, Nutrition, and Forestry and House Committee on Agriculture, not later than Mar. 1, 1983, a comprehensive report, with appropriate rec-